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2-28-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Ruben *et al.*

Appl. No. 09/345,373

Filed: July 1, 1999

For: **Keratinocyte Growth Factor-2**



Confirmation No.

Art Unit: 1647

Examiner: Saoud, C.

Atty. Docket: 1488.036000A

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Reply To Restriction Requirement

Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Office Action dated August 16, 2000, requesting an election of one invention to prosecute in the above-referenced patent application, Applicant hereby provisionally elects to prosecute the invention of Group I, represented by claims 1-28, 30, 43-45, 47-48 and 94. In a preliminary amendment submitted herewith, Applicants cancel claims 1-28, 30, and 47-48 and add claims 85-182. Claims 85-182 represent the invention of Group I.

This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. This election is made without traverse.

Reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of

time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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